

1 [Counsel for Parties listed on signature pages]
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

11 MARTIN LEWIS, AARON COOPER, and
12 ANISSA SCHILLING, on behalf of themselves
and a class of those similarly situated,

13 Plaintiffs,

14 v.

15 WELLS FARGO & CO.,

16 Defendant.

17 Case No. 08-cv-2670 CW
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**STIPULATION AND ORDER
CHANGING SETTLEMENT
APPROVAL HEARING DATE**

WHEREAS, on February 25, 2011, Plaintiffs filed their Unopposed Motion For Approval Of FLSA Collective Action Settlement (“FLSA Settlement Motion”);

WHEREAS, the proposed settlement settles FLSA and state-law claims only of the individuals who opted into the litigation, and not of any absent class members of any proposed Fed. R. Civ. P. 23 class;

WHEREAS, Defendant Wells Fargo intends to file a notice of nonopposition to the settlement on March 17, 2011;

WHEREAS, the parties are unavailable on the originally scheduled hearing date of April 7, 2011;

WHEREAS, the parties are available on Thursday, April 28, 2011, at 3:00 p.m.

The parties hereby stipulate and agree that:

The hearing on Plaintiffs' FLSA Settlement Motion shall be moved from April 7, 2011 at 2:00 p.m. to Thursday, April 28, 2011, to be calendared for 2:00 p.m., with the understanding that the Court will call the case at 3:00 p.m. or later.

Dated: March 16, 2011

By: /s/ Jahan C. Sagafi
Jahan C. Sagafi

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Attorneys for Plaintiffs and Class Members

1 Dated: March 16, 2011

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2 **ORDER**
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4 Pursuant to the foregoing stipulation is approved, the motion on Plaintiffs' FLSA
5 Settlement Motion, currently scheduled for Thursday, April 7, 2011, at 2:00 p.m., shall be reset
6 for hearing on Thursday, April 28, 2011, at 2:00 p.m.
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8 IT IS SO ORDERED.
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10 Dated: March 17, 2011
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13 The Honorable Claudia Wilken
14 United States District Judge
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